

9D-EC-19335  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Smith et al. :  
 Serial No.: 09/475,961 : Art Unit:  
 Filed: December 30, 1999 : Examiner:  
 For: DELIVERY MANAGEMENT :  
 SYSTEM :

**PETITION TO REVIVE PATENT APPLICATION FOR UNINTENTIONAL FAILURE TO  
 RESPOND TO NOTICE OF MISSING PARTS (37 C.F.R. §1.137(b))**

Attention: Linda McDowell (Fax: 703/308-7749)  
 Box DAC  
 Hon. Commissioner for Patents  
 Washington, D.C. 20231

Pursuant to 37 C.F.R. § 1.137(b), this is a petition for revival of an unintentionally abandoned application. Particularly, a Notice To File Missing Parts Of Nonprovisional Application was mailed by the U.S. Patent and Trademark Office (USPTO) on February 10, 2000, in the above-referenced patent application. The response to missing parts was due on April 10, 2000. The response to missing parts was unintentionally not submitted. A Notice of Abandonment was received February 26, 2001.

The following authorizations and statements are provided in accordance with 37 C.F.R. 1.137(b):

- (1) Authorization to charge the late filing fee to a deposit account is set forth below in Paragraph (4).
- (2) Authorization to charge the petition fee (37 C.F.R. 1.17(m)) is set forth below in Paragraph (4).
- (3) The entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional.
- (4) Fees:

a. Late Filing Fee Surcharge \$ 130.00  
 (37 C.F.R. 1.16(e))

b. Petition Fee \$ 1,280.00

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(37 C.F.R. 1.17(m))

TOTAL FEES DUE:

\$ 1,410.00

The Commissioner is hereby authorized to charge payment of the total fees due in the amount of \$1,410.00, any deficiencies in the enclosed fees, or credit any overpayment, to Deposit Account No. 01-2384. (A duplicate of this petition is enclosed.)

- (5) Enclosed is a required response to the notice of missing parts including:
- a. A copy of the Notice To File Missing Parts Of Nonprovisional Application
  - b. A copy of the signed Declaration of Timothy Jay Smith, Terry Ray Stout, Gregory Todd Ellington, and Jeffrey Allen Hume
  - c. A copy of the Associate Power Of Attorney And Change Of Correspondence Address, Change of Correspondence Address form PTO/SB/122, Return Post Card and stamped-received Post Card as filed with the USPTO on December 18, 2001.

Applicants respectfully request that all previously granted powers of attorney are not revoked and all current powers of attorney remain in effect and that the correspondence address remain the same as filed December 18, 2001.

As set forth above, the delay in responding to the notice of missing parts was unintentional.

Therefore, Applicants respectfully request that the subject application be revived.

Respectfully Submitted,



Thomas M. Fisher  
Registration No. 47,564  
ARMSTRONG TEASDALE LLP  
One Metropolitan Square, Suite 2600  
St. Louis, Missouri 63102-2740  
(314) 621-5070